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9 ELECTRONIC REGISTRATION SYSTEMS, INC.

10 **UNITED STATES DISTRICT COURT**
11 **WESTERN DISTRICT OF WASHINGTON (TACOMA)**

12 JAMES A. BIGELOW

13 Case No.: 3:14-cv-05798 BHS

14 Plaintiff,

15 vs.

16 NORTHWEST TRUSTEE SERVICES, INC.;
17 GREEN TREE SERVICING, LLC;
18 MORTGAGE ELECTRONIC
19 REGISTRATION SYSTEMS, INC.; and
20 DOE DEFENDANTS 1-20

21 **ORDER GRANTING DEFENDANTS**
22 **GREEN TREE SERVICING LLC AND**
23 **MORTGAGE ELECTRONIC**
24 **REGISTRATION SYSTEMS, INC.'S**
25 **MOTION TO DISMISS PLAINTIFF'S**
26 **AMENDED COMPLAINT**

27 Noting Date: January 2, 2015

28 Defendants.

29 THIS MATTER came on for hearing upon the *Motion to Dismiss Plaintiff's Amended*
30 *Complaint* filed by Defendants GREEN TREE SERVICING LLC and MORTGAGE
31 ELECTRONIC REGISTRATION SYSTEMS, INC. (hereinafter "Defendants" collectively),
32 and the Court having considered the records and files herein, and the following additional
33 pleadings and evidence:

- 34 1. Motion to Dismiss Plaintiff's Amended Complaint by Defendants GREEN TREE
35 SERVICING LLC and MORTGAGE ELECTRONIC REGISTRATION
36 SYSTEMS, INC.;

37 [PROPOSED] ORDER ON MOTION TO
38 DISMISS BY DEFENDANTS GREEN TREE
39 SERVICING LLC AND MERS

40 Renee M. Parker (SBN 36995)
41 Wright, Finlay, & Zak, LLP
42 4665 MacArthur Blvd., Suite 200
43 Newport Beach, CA 92660

- 1 2. Declaration of Green Tree Loan Servicing in Support of Motion to Dismiss;
- 2 3. Defendants' Request for Judicial Notice;
- 3 4. Response from Plaintiff, if any;
- 4 5. Response from any other named defendants, if any; and
- 5 6. Any Reply on behalf of Defendants GREEN TREE SERVICING LLC and
- 6 MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. in response to
- 7 any Response from Plaintiff.

8 Now therefore, BASED UPON the evidence presented, the Court finds that Defendants
9 GREEN TREE SERVICING LLC and MORTGAGE ELECTRONIC REGISTRATION
10 SYSTEMS, INC. are entitled to dismissal as a matter of law.

11 BASED UPON the above finding, it is hereby ORDERED, ADJUDGED AND
12 DECREED that:

13 1. Defendants GREEN TREE SERVICING LLC and MORTGAGE
14 ELECTRONIC REGISTRATION SYSTEMS, INC.'s *Motion to Dismiss Plaintiff's Amended*
15 *Complaint* is GRANTED without further leave for Plaintiff to amend the Complaint.

16 2. Defendants GREEN TREE SERVICING LLC and MORTGAGE
17 ELECTRONIC REGISTRATION SYSTEMS, INC. are hereby DISMISSED with prejudice.

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19 Dated this _____ day of _____, 2014.

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21 Hon. Benjamin H. Settle

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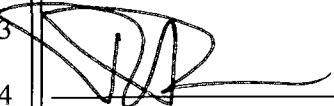
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27 [PROPOSED] ORDER ON MOTION TO
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28 WFZ File No. 282-2014009

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1 Presented by:
2 **WRIGHT, FINLAY & ZAK, LLP**

3
4 
Renee M. Parker WSBA #36995
5 Attorneys for Defendants,
6 GREEN TREE SERVICING LLC
and MORTGAGE ELECTRONIC
7 REGISTRATION SYSTEMS, INC.
8

9 Copy Received; Approved as to form;
10 Notice of Presentation Waived;
PLAINTIFF PRO SE

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12 JAMES A. BIGELOW
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27 [PROPOSED] ORDER ON MOTION TO
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DECLARATION OF SERVICE

The undersigned declares as follows:

On December 2, 2014, I served the foregoing document: **ORDER GRANTING DEFENDANTS GREEN TREE SERVICING LLC AND MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.'S MOTION TO DISMISS PLAINTIFF'S AMENDED COMPLAINT** on interested parties in this action by placing a true copy thereof enclosed in a sealed envelope via postage prepaid, regular first class mail and/or electronic service as follows:

SERVICE VIA U.S. MAIL:

CHAMBER COPY:

The Honorable Benjamin H. Settle
United States Courthouse
1717 Pacific Avenue, Room 3100
Tacoma, WA 98402 - 3200

ELECTRONIC SERVICE:

PLAINTIFF.

James A Bigelow
sistermoonproductions@gmail.com

I declare under penalty of perjury under the laws of the State of Washington and the United States of America that the foregoing is true and correct.

DATED this 2nd day of December, 2014

 Steve Bennett

Steve Bennett

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